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FILED

JUN 04 2001

Attorneys for Defendant, British
American Tobacco (Investments) Limited

JUDGE MARINA CORODEMUS

By: John B. Kearney, Esquire

Plaintiff(s),

LILLIAN WILLIAMSON,
v.

Defendant(s),

R. J. REYNOLDS TOBACCO
COMPANY, THE AMERICAN
TOBACCO COMPANY, BROWN &
WILLIAMSON TOBACCO
CORPORATION, B.A.T. INDUSTRIES
PLC, BATUS HOLDINGS, INC.,
BRITISH-AMERICAN TOBACCO
COMPANY LTD, BRITISH-
AMERICAN TOBACCO (HOLDINGS)
LTD., PHILIP MORRIS, INC. (Philip
Morris U.S.A.), LIGGETT AND
MYERS, INC., LORILLARD
CORPORATION, THE COUNCIL FOR
TOBACCO RESEARCH U.S.A., INC.
(Successor in Interest to the Tobacco
Industry Research Committee),
TOBACCO INSTITUTE, INC., HILL
AND KNOWLTON, INC., JOHN DOE
TOBACCO CORPORATIONS "A"
THROUGH "Z", MILLVILLE
LAUNDRY, MILTEX, JOHN FOE 1-10,
JOHN MOE 1-10, ABC CORP. 1-10,
XYZ CORP. 1-10, A. L. WILSON
CHEMICAL CO., CALED CHEMICAL,
ECOLAB, INC., TWI-LAQ
INDUSTRIES, INC., NEWHOUSE
SPECIALTY CO., INC., DOW
CHEMICAL COMPANY, BIG D
INDUSTRIES, INC., LERRO
PRODUCTS, LOCTITE
CORPORATION NORTH AMERICAN
GROUP, LOCTITE CORPORATION
USA. and THE PENN COMPANIES,
jointly, severally and in the alternative,

SUPERIOR COURT OF NEW JERSEY
MIDDLESEX COUNTY
LAW DIVISION

DOCKET NO. MID-L-1258-01 (MT)

CASE CODE: 241

Civil Action

Tobacco Litigation

**STIPULATION AND CONSENT ORDER
OF DISMISSAL WITH PREJUDICE AND
WITHOUT COSTS**

been properly served as a party to this action pursuant to the requirements of the Hague Convention; and it further appearing that plaintiffs and defendant BATCo have amicably resolved the differences between them; and for other good cause shown;

IT IS ON THIS 4 day of June, 2001 hereby

ORDERED that pursuant to R.4:37-1 the defendant, BATCo, shall and is hereby dismissed with prejudice and without costs on the following terms and conditions:

1. The dismissal of BATCo is without prejudice to the Plaintiffs' right to re-institute the action against BATCo by motion, on notice to all parties and counsel of record for BATCo, if discovery in this action shall reveal good cause to believe that BATCo supplied a specific product to which the Plaintiff was exposed that caused or contributed to the injuries allegedly sustained by the Plaintiff.

2. Should BATCo be reinstated in this action, BATCo shall be deemed to consent to the tolling of the statute of limitations from the date the Second Amended Complaint was filed to the date of the reinstatement. In the event of reinstatement, and except upon a showing of good cause, BATCo shall be bound by case management and Court orders entered during the period in which BATCo was dismissed and be deemed to have consented to waive any entire controversy defenses which would apply had the voluntary agreement to dismiss BATCo not been entered into. BATCo expressly reserves, without prejudice or limitation of any kind, all statute of limitations and other defenses that existed as of the date of the filing of the Second Amended Complaint.

3. The dismissal of BATCo shall be deemed with prejudice, without need for a further Order of this Court, if the action is not reinstated before the later of: (a) 90 days following completion of fact discovery in this action; or (b) the expiration of twelve (12) months from the date of this Order. The dismissal shall also be deemed with prejudice if plaintiff shall settle her claims against the remaining defendants before expiration of the periods specified in subparagraphs (a) and (b).


IT IS FURTHER ORDERED that the defendant BATCo shall circulate a copy of this Order upon all parties to the action within seven (7) days of the date of the entry of the Order.

BY THE COURT:

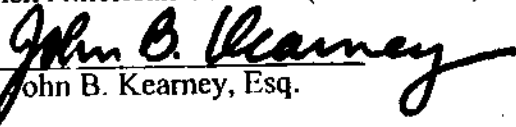

HON. MARINA CORDEMUS, J.S.C.

The undersigned stipulate and consent to the form, substance and entry of this Order.

HOFFMAN, DiMUZIO & HOFFMAN
Attorneys for Plaintiffs

By: 
Richard S. Hoffman, Esq.

KENNEY & KEARNEY LLP
Attorneys for Defendant,
British American Tobacco (Investments) Limited

By: 
John B. Kearney, Esq.